

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
FIFTY-EIGHTH LEGISLATURE

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**THIRTY-EIGHTH LEGISLATIVE DAY  
WEDNESDAY, FEBRUARY 15, 2006**

Senate Chamber

President Pro Tempore Geddes called the Senate to order at 10:30 a.m.

Roll call showed all members present except Senators Cameron, Goedde, Hill, Keough, Lodge, McGee, Pearce, Richardson, and Sweet, absent and excused.

Prayer was offered by Chaplain Don Hardenbrook.

The Pledge of Allegiance was led by Dana Nelson, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 14, 2006, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

Senator Goedde was recorded present at this order of business.

February 15, 2006

The JUDICIARY AND RULES Committee reports that **S 1396, S 1397, S 1398, S 1399, S 1400, S 1401, S 1402, S 1403,** and **SJR 107** have been correctly printed.

DARRINGTON, Chairman

**S 1396** was referred to the Agricultural Affairs Committee.

**S 1397, S 1398, S 1399, S 1400, S 1402,** and **S 1403** were referred to the Judiciary and Rules Committee.

**S 1401** was referred to the State Affairs Committee.

**SJR 107** was referred to the Finance Committee.

February 14, 2006

The JUDICIARY AND RULES Committee reports that Enrolled **S 1329** and **S 1330** were delivered to the Office of the Governor at 2:25 p.m., February 14, 2006.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

The President assumed the Chair.

February 14, 2006

The HEALTH AND WELFARE Committee reports out **S 1370** with the recommendation that it do pass.

COMPTON, Chairman

**S 1370** was filed for second reading.

February 14, 2006

The COMMERCE AND HUMAN RESOURCES Committee reports out **S 1363, S 1295, S 1360,** and **H 451** with the recommendation that they do pass.

ANDREASON, Chairman

**S 1363, S 1295, S 1360,** and **H 451** were filed for second reading.

February 14, 2006

The COMMERCE AND HUMAN RESOURCES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Tom Kealey to the Idaho Endowment Fund Investment Board, term to expire April 11, 2009.

ANDREASON, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 14, 2006

The TRANSPORTATION Committee reports out **S 1348** with the recommendation that it do pass.

BRANDT, Chairman

**S 1348** was filed for second reading.

February 15, 2006

The STATE AFFAIRS Committee reports out **S 1350** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

BURTENSHAW, Chairman

There being no objection, **S 1350** was referred to the Fourteenth Order of Business, General Calendar.

February 15, 2006

The STATE AFFAIRS Committee reports out **H 477** and **H 488** with the recommendation that they do pass.

BURTENSHAW, Chairman

**H 477** and **H 488** were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

#### Messages from the House

February 14, 2006

Mr. President:

I return herewith **H 414**, **H 556**, and **H 577** which have passed the House.

JUKER, Chief Clerk

**H 414**, **H 556**, and **H 577** were filed for first reading.

February 14, 2006

Mr. President:

I transmit herewith Enrolled **H 405** and **H 406** for the signature of the President.

JUKER, Chief Clerk

The President signed Enrolled **H 405** and **H 406** and ordered them returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

#### Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

##### **S 1404**

##### **BY STATE AFFAIRS COMMITTEE**

##### **AN ACT**

RELATING TO SCHOOL BONDS; AMENDING SECTION 33-1103, IDAHO CODE, TO PROVIDE THAT ALL PROPERTY EXEMPT FROM TAXATION PURSUANT TO SECTION 63-602G, IDAHO CODE, BE INCLUDED WITHIN THE DEFINITION OF "MARKET VALUE FOR ASSESSMENT PURPOSES"; AND DECLARING AN EMERGENCY.

**S 1404** was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

**H 414** and **H 556**, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

**H 577**, by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

#### Third Reading of Bills

Senators Cameron, Hill, Keough, Lodge, McGee, Pearce, Richardson, and Sweet were recorded present at this order of business.

**HJR 2** was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Geddes arose as sponsor of the resolution and opened the debate. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES--Andreason, Brandt, Broadsword, Bunderson, Burtenshaw, Cameron, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hill, Jorgenson, Keough, Little, Lodge, Marley, McGee, McKenzie, Pearce, Richardson, Sweet, Williams. Total - 26.

NAYS--Burkett, Coiner, Kelly, Langhorst, Malepeai, Schroeder, Stegner, Stennett, Werk. Total - 9.

Total - 35.

More than two-thirds having voted in the affirmative the President declared **HJR 2** adopted, title was approved, and the resolution ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

#### Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 12:50 p.m. until the hour of 10:30 a.m., Thursday, February 16, 2006.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary